## Regulation 39-22-524. Individual Development Account Contribution Credit.

- (1) The Colorado Individual Development Account ("IDA") Contribution tax credit is available only in those tax years in which state revenues exceed limitations on state fiscal year spending by amounts established in 39-22-524(3), C.R.S. In October or November of each year, the State will certify whether there are sufficient excess revenues to make this credit available. See Regulation 39-22-120 for years in which the credit is available.
- (2) Pursuant to 39-22-524(4), C.R.S., the Department designated the Mile High United Way to evaluate applications for IDA tax credits. The taxpayer must apply to, and receive a certificate of approval from, the Mile High United Way for all contributions to a sponsoring organization. The certificate must be attached to the income tax return in order to claim the credit. Applications will be evaluated on a first-come/first-serve basis.
- a) The valuation of a contribution of stocks or bonds must be consistent with the fair market value requirements of the Internal Revenue Code for donated stocks and bonds.
- b) An IDA credit is not allowed for contributions where the taxpayer shares a familial or financial relationship with the participant. For purposes of this credit, the following definitions apply:
  - I. Familial relationship means persons related by blood or marriage.
  - II. A financial relationship includes, but is not limited to, an equitable or legal ownership interest, employer/employee relationship, or debtor/creditor relationship.